

25 January 1963

Mr. Phillip S. Hughes
Assistant Director for Legislative Reference
Bureau of the Budget
Washington 25, D. C.

Attention: Mr. M. A. Kramer

Dear Mr. Hughes:

This is in response to the request of 16 January 1963 for the views of this Agency on a draft bill, "To provide for the establishment of the National Academy of Foreign Affairs, and for other purposes." (NATIONAL ACADEMY OF FOREIGN AFFAIRS ACT) We have reviewed the Department of State's draft proposal which would establish the National Academy of Foreign Affairs for the purpose of training, education and research in foreign affairs, at the graduate level, and for promoting and fostering related programs and study incident thereto.

The necessary inclusion of authority in the proposed bill for utilization of persons who are not citizens of the United States on the faculty or staff, and enrollment of non-Government and noncitizen students, raise security problems which undoubtedly would limit the Central Intelligence Agency's participation in the contemplated activity.

We have no comment on the other implementing provisions of the bill.

Sincerely,

John S. Warner
Legislative Counsel

cc: ~~Ex-Dir~~
Dir of Training
OGC/LC chrono
✓ subject

	UNCLASSIFIED		CONFIDENTIAL		SECRET
CENTRAL INTELLIGENCE AGENCY OFFICIAL ROUTING SLIP					
TO	NAME AND ADDRESS		DATE	INITIALS	
1	Director of Training				
2	Mr. Matthew Baird				
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3					
4					
5					
6					
	ACTION		DIRECT REPLY		PREPARE REPLY
	APPROVAL		DISPATCH		RECOMMENDATION
	COMMENT		FILE		RETURN
	CONCURRENCE		INFORMATION		SIGNATURE

Remarks:

For information. A copy has gone to Mr. Kirkpatrick. I assume he will be writing the Agency position.

(2)
John S. Warner

Suspense Date - 23 January 1963

FOLD HERE TO RETURN TO SENDER

FROM: NAME, ADDRESS AND PHONE NO.

DATE

STAT **OGC/LC - 7 D 07** **17 Jan 63**

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CONFIDENTIAL

SECRET

EXECUTIVE OFFICE OF THE PRESIDENT

BUREAU OF THE BUDGET

WASHINGTON 25, D.C.

January 16, 1963

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer

U.S. Information Agency
Agency for International Development
~~Central Intelligence Agency~~
Defense Department
Civil Service Commission
General Services Administration
Justice Department

Department of Commerce
Department of Agriculture
Labor Department
National Security Council
Treasury Department

SUBJECT:

State draft bill, "To provide for the establishment of the National Academy of Foreign Affairs, & for other purposes." (NATIONAL ACADEMY OF FOREIGN AFFAIRS ACT)

The Bureau of the Budget would appreciate receiving the views of your agency on this proposal before advising on its relationship to the program of the President.

() In order to permit expeditious coordination and clearance in accordance with Circular A-19, it is requested that your reply be made within thirty days.

() Special circumstances require that this be handled as a priority matter and that your views be received within two weeks.

(x) This is a matter of extreme urgency and your views are requested by January 25, 1963.

Questions should be referred to Mr. M. A. Kramer Bureau of the Budget, Code 113, Extension 460.

Comments by telephone are invited. A transmittal letter has not yet been drafted, but will be sent if time permits. In the interim, agencies may rely on the reports of the Perkins and Herter Committees for background.

for *J. C. Hyde, Jr.*
Assistant Director for
Legislative Reference

Enclosures

Copy draft material

A BILL

To provide for the establishment of the National Academy of Foreign Affairs, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "National Academy of Foreign Affairs Act of 1963."

FINDINGS AND DECLARATION OF POLICY

Sec. 2. The Congress hereby finds that the security and welfare of the United States require that our commitment in the struggle for peace and freedom throughout the world continue to be strengthened by the development of better trained and more knowledgeable officers of our government and others concerned with the increasingly complex problems of foreign affairs. The complexity of such problems is clearly evidenced by the threat of world communism, the rapid emergence of new countries striving to be politically independent and economically viable, and new patterns of thought and action affecting the political, economic, and social intercourse among nations.

The Congress further finds and declares that our responsibilities can best be fulfilled by the establishment of an institution at which training, education and research in foreign affairs and related fields may be con-

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ducted. The United States can assure that its position as a leader among nations shall be maintained and improved through maximum utilization of its potential by pooling the best of American minds and resources not only to create a great institution, but also to establish a living symbol of America's complete and total commitment to freedom and peace in the world.

ESTABLISHMENT OF THE NATIONAL ACADEMY OF FOREIGN AFFAIRS

Sec. 3. There is hereby established the National Academy of Foreign Affairs (hereinafter referred to as the "Academy") which shall be an agency and instrumentality of the United States, and shall be located in or near the District of Columbia. The Academy shall be established for the purposes of training, education, and research in foreign affairs and related fields, both in the United States and abroad, and for promoting and fostering related programs and study incident thereto. The Academy shall be maintained for officers and employees of the Government, and others when deemed to be in the national interest.

BOARD OF REGENTS OF THE NATIONAL ACADEMY OF FOREIGN AFFAIRS

Sec. 4 (a). There shall be a Board of Regents of the National Academy of Foreign Affairs (hereinafter re-

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ferred to as the "Board"). The Board shall determine policy and provide guidance to the Chancellor of the National Academy of Foreign Affairs in the execution of the powers, functions, and duties of the Academy.

(b) The Board shall consist of --

- (1) the Secretary of State, who shall be the Chairman;
- (2) four members designated by the President, from time to time, from among the officers of the United States who are required to be appointed by the President, by and with the advice and consent of the Senate;
- (3) five members appointed from private life by the President, by and with the advice and consent of the Senate; and
- (4) the Chancellor of the Academy.

Members appointed from private life shall be United States citizens of outstanding attainment in the fields of public and international affairs or education. The first members so appointed shall continue in office for terms

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of three, four, five, six and seven years, respectively, from the effective date of this Act, and the term of each shall be designated by the President. Their successors shall be appointed for terms of five years, except that any person chosen to fill a vacancy shall be appointed only for the unexpired term of the member whom he shall succeed.

(c) Public members of the Board shall receive compensation at the rate of \$100 for each day spent away from their homes or regular places of business for the purpose of attendance at meetings of the Board or at conferences held upon the call of the Chairman, and in necessary travel; and while so engaged they may be paid actual travel expenses and per diem at the applicable rate prescribed in the Standardized Government Travel Regulations, as amended from time to time, in lieu of subsistence and other expenses.

THE CHANCELLOR OF THE NATIONAL ACADEMY OF FOREIGN AFFAIRS

Sec. 5 (a). The chief executive officer of the Academy shall be the Chancellor of the National Academy of Foreign Affairs (hereinafter referred to as the Chancellor). Except as otherwise specifically provided herein, the Chancellor shall have authority and be responsible for

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the execution of the powers, functions, and duties of the Academy. In accordance with the policies established by the Board, he shall take such actions as may be required to carry out the purposes of the Academy; correlate the training, education, and research furnished by the Academy with the activities of other Government agencies and with the programs of private institutions; and encourage and foster such programs outside the Academy as will be complementary to those of the Academy. The Chancellor may from time to time make such provisions as he shall deem appropriate authorizing the performance by any other officer or employee of the Academy of any function of the Chancellor.

(b) The Chancellor shall be appointed by the President, by and with the advice and consent of the Senate, and shall be compensated at a rate established from time to time by the President, based on comparable salaries provided by leading universities. In case of death, resignation, absence, or disability of the Chancellor, the senior member of the faculty of the Academy shall, unless otherwise directed by the President, perform the duties of the Chancellor until a successor is appointed or such absence or disability shall cease.

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SPECIFIC AUTHORITIES AND RESPONSIBILITIES
OF THE CHANCELLOR

Sec. 6. Under such policies as the Board may establish, the Chancellor may --

(a) Appoint and compensate, as faculty or staff of the Academy, on a full- or part-time basis, such personnel as he may deem necessary to carry out the provisions of this Act, in accordance with the provisions of the civil service laws and regulations and the Classification Act of 1949, as amended, except that, when deemed necessary by the Board for the effective administration of this Act, members of the faculty may be appointed and compensated without regard to such laws and regulations, however any individual so appointed shall receive a salary at a rate based on comparable salaries provided by leading universities, but not to exceed the rate provided for GS-18 of the Classification Act of 1949, as amended;

(b) Employ, in the absence of suitably qualified United States citizens, persons who are not citizens of the United States by appointment to the faculty or staff of the Academy either on a full- or part-time basis or by contract for services in the United States or abroad and compensate such individuals at not to exceed the rates provided under subsection (a) of this section;

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(c) Arrange, with the consent of the head of the Government agency concerned, for the assignment or detail of any officer or employee of the Government, to serve on the faculty or staff of the Academy, or to receive training or education or to perform research at the Academy. Such assignment or detail shall be deemed to be without prejudice to his status of advancement within his own agency;

(d) Make arrangements (including contracts, agreements, and grants) for the conduct of such research and other scholarly activities in foreign affairs and related fields by private or public institutions or persons as may implement the functions of the Academy;

(e) Pay the necessary tuition and other expenses of officers and employees of the Government who are attending the Academy, for additional special instruction or training at or with public or private non-profit institutions, trade, labor, agricultural or scientific associations, or commercial firms;

(f) Permit persons who are not citizens of the United States to receive training or education or to perform research at the Academy;

(g) Procure services as authorized by section

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15 of the Act of August 2, 1946 (5 U.S.C. 55a), at rates not to exceed \$100 per diem for individuals, including transportation and per diem in lieu of subsistence while away from their homes or regular places of business, as authorized by section 5 of said Act, as amended (5 U.S.C. 73b-2): Provided, That contracts so authorized may be renewed annually;

(h) Pay travel and related expenses of the Chancellor, faculty, staff, and students of the Academy, members of the Board, and advisers, as authorized by section 911 of the Foreign Service Act of 1946, as amended (22 U.S.C. 1136), or by the Travel Expense Act of 1949, as amended (5 U.S.C. 835) and sections 1 and 7 of the Administrative Expenses Act, as amended (5 U.S.C. 73b-1 and 3), as appropriate;

(i) Utilize or employ the services, personnel, equipment, or facilities of any other Government agency, with the consent of the head of the Government agency concerned, to perform such functions on behalf of the Academy as may appear desirable. It is the intent of this section that the Chancellor rely upon the Department of State for general administrative services in the United States and abroad to the extent agreed upon be-

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tween the Secretary of State and the Chancellor;

(j) Acquire in the United States or abroad such real and personal property as may be necessary for the operation and maintenance of the Academy; and

(k) Accept, receive, hold, and administer gifts, bequests, or devises of money, securities, or property made for or to the benefit of, or in connection with the Academy, in accordance with section 1021 of the Foreign Service Act of 1946, as amended (22 U.S.C. 809);

(1) Prescribe rules and regulations governing the function and operation of the Academy, consistent with policies established by the Board.

EXEMPTIONS FROM CERTAIN PROVISIONS OF LAW

Sec. 7. Members of the faculty of the Academy, members of the Board appointed from private life, and advisers serving under this Act may serve as such without regard to the provisions of sections 203, 205, or 207 of title 18 of the United States Code, or of the Political Activities Act of 1939, as amended (5 U.S.C. 118), or of any other Federal law imposing restrictions, requirements, or penalties in relation to the employment of persons, the performance of service, or the payment or receipt of compensation in connection with any claim, pro-

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ceeding, or matter involving the United States Government, except insofar as such provisions of law may prohibit any such individual from receiving compensation in respect of any particular matter in which such individual was directly involved in the performance of such service; nor shall such service be considered as employment or holding of office or position bringing such individual within the provisions of section 13 of the Civil Service Retirement Act, as amended (5 U.S.C. 2263), section 212 of the Act of June 30, 1932, as amended (5 U.S.C. 59a), section 872 of the Foreign Service Act of 1946, as amended (22 U.S.C. 1112), or any other law limiting the reemployment of retired officers or employees or governing the simultaneous receipt of compensation and retired pay or annuities.

APPROPRIATIONS AND USE OF FUNDS

Sec. 8 (a). There are hereby authorized to be appropriated such funds as may be necessary to carry out the purposes of this Act, and when so provided in an appropriation act, such funds may remain available until expended.

(b) Funds appropriated for the purposes of this Act or transferred to the Academy by other Govern-

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ment agencies for such purposes shall be available for the exercise of any authority granted by this Act, including, without limitation, expenses of printing and binding without regard to the provisions of section 11 of the Act of March 1, 1949 (44 U.S.C. 111); entertainment and official courtesies to the extent authorized by appropriations; purchase, rent, or lease of offices, buildings, grounds, and living quarters for the use of the Academy, payments therefor in advance, and maintenance, improvement, and repair of such properties or grounds; expenses of attendance at meetings concerned with furthering the purposes of this Act, including (notwithstanding the provisions of section 9 of Public Law 60-328 (31 U.S.C. 673)) expenses in connection with meetings of persons whose appointment, employment, assignment, detail, or services is authorized by subsections 6 (a), (b), (c), (g), and (h) of this Act.

REPEALS AND SAVING CLAUSES

Sec. 9 (a). Section 701 of the Foreign Service Act of 1946, as amended (22 U.S.C. 1041), is amended to read as follows: "The Secretary of State is authorized to furnish training and instruction in the field of foreign affairs to officers and employees of the Foreign Service

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and to the Department and to other officers and employees of the Government when such training and instruction are not otherwise provided at the Academy or elsewhere.

(b) Sections 702-707 of the Foreign Service Act of 1946, as amended (22 U.S.C. 1042-1047), are hereby repealed.

(c) Section 573(b) of the Foreign Service Act of 1946, as amended (22 U.S.C. 963), is further amended by adding the following: "The Secretary may pay the necessary tuition and other expenses for any such officer or employee."

(d) Section 578 of the Foreign Service Act of 1946, as amended (22 U.S.C. 968), is further amended by deletion of the phrase "at the Foreign Service Institute or elsewhere" from the final clause of the third sentence.

(e) So much of the property, records, unexpended balances of appropriations, allocations, and other funds held, used, available, or to be made available in connection with the Foreign Service Institute, as established by sections 701-707 of the Foreign Service Act of 1946, as amended (22 U.S.C. 1041-1047), that relate to the work of the Academy, as determined by the Director

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of the Bureau of the Budget, are hereby authorized to be transferred to the Academy and the Chancellor thereof.

(f) Notwithstanding the provisions of this Act, all determinations, authorizations, regulations, orders, contracts, agreements, and other actions taken, issued or entered into under authority of statutes repealed by this Act shall continue in full force and effect until modified by appropriate authority.